



# House of Representatives

General Assembly

**File No. 515**

*January Session, 2003*

Substitute House Bill No. 6664

*House of Representatives, April 23, 2003*

The Committee on Education reported through REP. GIANNAROS of the 21st Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

## **AN ACT CONCERNING CHILDHOOD NUTRITION IN SCHOOLS, RECESS AND LUNCH BREAKS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2003*) (a) For the purposes of this  
2 section:

3 (1) "Soda water" means a beverage that is made by charging potable  
4 water with carbon dioxide and adding natural or artificial sweeteners.

5 (2) "Water ice" means a frozen dessert made of water, sugar and  
6 flavoring.

7 (3) "Candy" means any food item containing more than forty per  
8 cent added sugar by weight.

9 (b) No local or regional board of education shall allow the sale of the  
10 following items to students on school premises until after regular  
11 school hours:

- 12 (1) Chewing gum;
- 13 (2) Candy;
- 14 (3) Soda water;
- 15 (4) Water ice;
- 16 (5) Coffee;
- 17 (6) Tea;
- 18 (7) Any juice product that contains less than ten per cent full-
- 19 strength juice by volume; or
- 20 (8) Any item that contains more than eight grams of fat except nuts,
- 21 peanut butter, cheese, ice cream, butter, margarine and salad dressing.
- 22 (c) The State Board of Education, in consultation with the
- 23 Department of Public Health, shall adopt regulations, in accordance
- 24 with the provisions of chapter 54 of the general statutes, for purposes
- 25 of this section.
- 26 Sec. 2. (NEW) (*Effective July 1, 2003*) Each local and regional board of
- 27 education shall ensure that (1) each child, in the schools under its
- 28 jurisdiction, be provided with an opportunity for a lunch break that is
- 29 a minimum of twenty minutes every school day, and (2) each child in
- 30 grades kindergarten to five, inclusive, in the schools under its
- 31 jurisdiction, has the opportunity for physical activity for a minimum of
- 32 twenty minutes every school day or a minimum of one hundred
- 33 minutes every week, except that the planning and placement team
- 34 may develop a different schedule for a child requiring special
- 35 education and related services in accordance with chapter 164 of the
- 36 general statutes and the Individual With Disabilities Education Act, 20
- 37 USC 1400 et seq., as amended from time to time.

This act shall take effect as follows:	
Section 1	July 1, 2003

Section 1	July 1, 2003
-----------	--------------

Sec. 2	July 1, 2003
--------	--------------

**ED**      *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

---

**OFA Fiscal Note****State Impact:**

Agency Affected	Fund-Type	FY 04 \$	FY 05 \$
Education, Dept.	Various - Revenue Loss	Minimal	Minimal

**Municipal Impact:**

Municipalities	Effect	FY 04 \$	FY 05 \$
Local and Regional School Districts	Revenue Loss	Minimal	Minimal

**Explanation**

This bill results in a minimal revenue loss to the State Department of Education (vocational-technical schools) and to local and regional school districts as section 1 prohibits certain foods from being sold on school grounds during regular school hours. Any revenue loss is expected to be minimal in the scope of the entire budget for any school district including the vocational-technical schools.

Section 2 of the bill which requires a minimum time for a lunch break and requires a minimum amount of time per day or week for physical activity (grades K through 5) will have no fiscal impact as districts should be able to accommodate these times within their current schedules.

---

**OLR Bill Analysis****sHB 6664*****AN ACT CONCERNING CHILDHOOD NUTRITION IN SCHOOLS,  
RECESS AND LUNCH BREAKS*****SUMMARY:**

This bill prohibits school boards from allowing certain foods and beverages to be sold to students on school premises until after regular school hours. These products are:

1. chewing gum;
2. candy (any food item containing more than 40% added sugar by weight);
3. soda water (a beverage made by charging potable water with carbon dioxide and adding natural or artificial sweeteners);
4. water ice (a frozen dessert made of water, sugar, and flavoring);
5. coffee and tea;
6. a juice product containing less than 10% full-strength juice by volume; and
7. any item containing more than eight grams of fat, except nuts, peanut butter, cheese, ice cream, butter, margarine, and salad dressing.

The bill requires the State Board of Education, in consultation with the Department of Public Health, to adopt regulations to implement these restrictions.

The bill also requires school boards to ensure that each child (1) in the district has an opportunity for a lunch break of at least 20 minutes every day and (2) in grades kindergarten through five has an opportunity for physical activity for at least 20 minutes per day or 100 minutes per week. It allows a special education student's planning

and placement team to develop a different recess schedule for that student, if appropriate.

EFFECTIVE DATE: July 1, 2003

## **BACKGROUND**

### ***Related Bill***

sSB 1074, reported favorably by the Children's and Public Health committees, establishes pilot projects in three local and regional school districts that agree to prohibit sales of certain products to children, except as part of (1) a fundraiser for a charitable organization or (2) the National School Lunch Program. These products include (1) chewing gum; (2) candy; (3) soda water; (4) water ice; (5) juice products containing less than 35% full-strength juice by volume; and (6) other items containing more than eight grams of total fat and five grams of saturated fat per one ounce serving, except seeds, nuts, butter, margarine, cheese, salad dressing, and nut butters. The bill also creates a council to develop a state nutrition policy.

## **COMMITTEE ACTION**

Education Committee

Joint Favorable Substitute

Yea 25      Nay 2